

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **SUMMONS, COMPLAINT, CIS, EXHIBITS**
 EFFECTED (1) BY ME: **MALGORZATA SLADEK**
 TITLE: **PROCESS SERVER**

DATE: 01/11/2008 12:50PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:

BNP PARIBAS SECURITIES SERVICES

Place where served:

787 SEVENTH AVENUE NEW YORK NY 10019

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

TERESA DELACE

Relationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: F AGE: 36-50 HEIGHT: 5'9"-6'0" WEIGHT: 131-160 LBS. SKIN: WHITE HAIR: BLONDE OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 01 / 11 / 20 08

Malgorzata Sladek L.S.
 SIGNATURE OF MALGORZATA SLADEK
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

ATTORNEY: ALAN S. FELLHEIMER
 PLAINTIFF: AXION POWER INTERNATIONAL, INC.
 DEFENDANT: MERCATUS & PARTNERS, LTD.
 VENUE: DISTRICT
 DOCKET: 07 CV 11493

01-11-08
J. Sullivan

JANIRA SANTIAO VELEZ
 NOTARY PUBLIC, NEW JERSEY
 My Commission Expires 01/24, 2012
 JANIRA SANTIAO VELEZ
 NOTARY PUBLIC, NEW JERSEY
 My Commission Expires 01/24, 2012

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

SR

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: SUMMONS, COMPLAINT, CIS, EXHIBITS
 EFFECTED (1) BY ME: OUT OF STATE
 TITLE: PROCESS SERVER *ROBERT C. HILL*

DATE: *01-08-08 6:55pm.*

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☒ Served personally upon the defendant:

DWIGHT PARSCALE

Place where served:

25920 STONE CANYON, SAN ANTONIO, TX 78260

[] Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:

Relationship to defendant: *SELF*

Description of person accepting service:

SEX: *M* AGE: *60's* HEIGHT: *5'9"* WEIGHT: *225 lbs.* SKIN: *White* HAIR: *Gray* OTHER: _____

[X] To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: *01 / 08 / 2008*

Robert C. Hill L.S.
 SIGNATURE OF OUT OF STATE
 GUARANTEED SUBPOENA SERVICE, INC.
 2009 MORRIS AVENUE
 UNION, NJ 07083

Non-Peace Officer Verification

Verification of return (if not served by peace officer)

sworn to this *8* day of *January* 20*08*.By: *Robert Hill* Server

ATTORNEY: ALAN S. FELLHEIMER
 PLAINTIFF: AXION POWER INTERNATIONAL, INC.
 DEFENDANT: MERCATUS & PARTNERS, LTD.
 VENUE: DISTRICT
 DOCKET: 07 CV 11493

Notary Public, State of Texas

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

